

M I N U T E S
SANDY CITY COUNCIL MEETING

Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070

APRIL 25, 2006

Meeting was commenced at **7:05 p.m.**

PRESENT:

Council Members: Chairman Steve Fairbanks, Vice Chairman Linda Martinez Saville, Bryant Anderson, Scott Cowdell, Chris McCandless, Stephen Smith, and Dennis Tenney

Mayor: Tom Dolan

Others in Attendance: Assistant CAO Jamie Davidson; Deputy City Attorney Kathy Jeffery; Assistant Director Community Development Nick Duerksen; Public Works Director Rick Smith; Deputy to the Mayor John Hiskey; Police Chief Stephen Chapman; Council Office Director Phil Glenn; Council Executive Secretary Pam Lehman

ABSENT/EXCUSED:

CAO Byron Jorgenson

1. **OPENING REMARKS/PRAYER/PLEDGE:**

The Prayer was offered by **Boy Scout Jonathan Creed** of Troop #411, and the Pledge was led by **Assistant CAO Jamie Davidson**.

2. **CITIZEN(S) COMMENTS:**

- a. **Peggy Bird**, 265 East Main Street, Coordinator for District #4, reported that she held a meeting Saturday where a number of questions were asked, one of which was has Historic Sandy been rezoned from the R-1-7.35 Zone. Questions were also posed concerning the new TND Zone. Residents were concerned that these lots were too small. She asked if developments using the TND Zone will have to come before the Council.

Deputy City Attorney Kathy Jeffery explained that the TND Overlay Zone, which was implemented by the Council, is used in different areas throughout the City in exchange for upgrades to the housing with allowable density changes. This does not require a zone change. All TND proposals are reviewed by the Planning Commission, and do not come before the City Council. Developers agree to build and design their homes under the guidelines specified in the TND Overlay Zone.

Scott Cowdell felt that the Council should re-review the allowable uses under the TND Zone, especially for the Historic Sandy area, where smaller lots could pose the potential of allowing higher density uses in the area.

Chris McCandless asked if the residents could protest the Planning Commission's decision under a Conditional Use Appeal.

Assistant Community Development Director Nick Duerksen reported that there are some appeal processes that can be taken, either by a Conditional Use Appeal, or to a variance granted by the Board of Adjustment.

Peggy Bird stated that she felt residents should have some type of recourse when a decision is made by the Planning Commission that could adversely effect the residents living in Historic Sandy. She stated that residents should have the right to address such issues with the City Council since they are the elected officials. She felt that the Council should be aware of the type of development that is being proposed under the TND Zone.

Steve Fairbanks briefly explained the Planning Commission and City Council's roles and responsibilities, noting that the City Council does not deal with site plan issues. The Council has authority to act on rezoning issues.

Chairman Fairbanks closed Citizen Comments.

COUNCIL ITEMS:

3. **Code Amendment: Parking in CBD Zone**
Ordinance #06- 12 - amending Title 15, Sandy Land Development Code to Section 15-04-03(a)(5)(E), Parking Structures in CBD Zone.

MOTION: **Dennis Tenney** made the motion to adopt **Ordinance #06-12**, amending Title 15, Sandy Land Development Code to Section 15-04-03(a)(5)(E), Parking Structures in the CBD Zone.

SECOND: **Chris McCandless**

VOTE: **Tenney- Yes, McCandless - Yes, Smith- Yes, Saville- Yes, Anderson- Yes, Cowdell- Yes, Fairbanks- Yes**

MOTION PASSED

7 in favor

4. **General Plan Code Amendment: Streetscape & Water Conservation**
Ordinance #06- 11 - amending the Streetscape and Water Conservation Goals and Policies of the Sandy City General Plan.

MOTION: **Chris McCandless** made the motion to adopt **Ordinance #06-11**, amending the Streetscape and Water Conservation Goals and Policies of the Sandy City General Plan.

SECOND: **Dennis Tenney**

VOTE: **McCandless- Yes, Tenney- Yes, Smith- Yes, Saville- Yes, Anderson- Yes, Cowdell- Yes, Fairbanks- Yes.**

MOTION PASSED

7 in favor

5. **City Emergency Operations Plan**
Resolution #06- 35 C - re-adopting the Sandy City Emergency Operations Plan.

MOTION: **Bryant Anderson** made the motion to adopt **Resolution #06-35 C**, re-adopting the Sandy City Emergency Operations Plan.

SECOND: **Dennis Tenney**

VOTE: **Anderson - Yes, Tenney- Yes, Saville - Yes, Cowdell- Yes, Smith- Yes, McCandless- Yes,, Fairbanks- Yes**

MOTION PASSED

7 in favor

Dave NicholSEN, Community Coordinator for District # ---, informed the Council that a group of residents have participated and certified in the City's CERT program. He asked how emergency efforts would be coordinated with Community Coordinators when an emergency happens, and if plans have been implemented to communicate with Community Coordinators and CERT team members. He felt that communication should be established in order to inform the proper officials on the status of neighborhoods that are secure and what type of resources are needed.

Phil Glenn suggested that Mr. NicholSEN meet with **Emergency Management Coordinator Ken Kraudy** to discuss his suggestions and recommendations, also to review how the City's present plan explains working relationships.

Jamie Davidson reported that a Citizen Core Council has been established as part of the Emergency Management Program to help facilitate and co-ordinate efforts in the event of an emergency. Mr. Davidson stated that they would extend an invitation to Mr. Nicholson to attend their bi-monthly meetings.

Bryant Anderson asked for a clarification on whether the City has established a liability policy in the event various citizens on CERT teams are used during an emergency situation.

6. **Proclamation: May 13, 2006 as Arbor Day**

MOTION: Dennis Tenney made the motion to proclaim May 13, 2006, as Arbor Day.
SECOND: Linda Saville
VOTE: The Council voted verbally and unanimously in the affirmative.

MINUTES:

7. Approving the **April 11, 2006**, and the **April 18, 2006** City Council Meeting Minutes.

MOTION: Dennis Tenney made the motion to approve the **April 11, 2006**, and the **April 18, 2006** City Council Meeting Minutes as written.
SECOND: Bryant Anderson
VOTE: The Council voted verbally and unanimously in the affirmative.

7. **MAYOR'S REPORT:**

- a. **Mayor Dolan** reported that several meetings have been held regarding economic development in the City. He reported on the South Towne Center Commercial Village Expansion which is scheduled for final approval before the Planning Commission on April 20, 2006.
- b. **Mayor Dolan** reported that discussions have been held with property owners regarding redevelopment of the old Wal-Mart property on State Street.
- c. **Mayor Dolan** reported that negotiations are underway with Senator Hatch to obtain federal funding for storm water projects and the Children at Risk Grant Program.
- d. **Mayor Dolan** reported on a Town Meeting that was held at the Christian Fellowship Church. A presentation was given to a group on underage alcohol use. Many retailers have agreed to participate in the program to enhance employee awareness.
- e. **Mayor Dolan** reported that negotiations are ongoing with Salt Lake County for the proposed expansion of the Sandy Library. He reported that the Millcreek Library is scheduled for expansion this year.
- f. **Mayor Dolan** reported on the quarterly breakfast held with the Community Coordinators this past Saturday. An update was given on the 2006 Council/Mayor Goals, along with the status of the City. Mayor Dolan complimented the group of individuals who serve and contribute their time as Neighborhood Coordinators to help improve and make the City a better place to live.

9. **CAO'S REPORT:**

- a. No report was given.

10. **COUNCIL OFFICE DIRECTOR'S REPORT:**

- a. **Phil Glenn** presented a copy of the updated monthly calendar noting that the open house for the 1300 East Road Improvements Project, and the Teacher Appreciation Dinner, with the Youth City Council was scheduled for Thursday, April 27th. He asked Council members to R.S.V.P. to Marsha Millet if they plan on attending the dinner.
- b. **Mr. Glenn** presented a memo from Benefits Coordinator Diane Malin regarding the upcoming Open Enrollment meetings scheduled for May. The City will be converting to Blue Cross/Blue Shield.
- c. **Mr. Glenn** presented a flyer inviting the Council to participate in a 5k Walk/Run "Choose Clean Air", on Saturday, April 29, 2006, at 10:00 a.m. at the Hidden Valley Park. The Sandy City Parks and Recreation Department, in conjunction with The Utah Department of Environmental Quality, and The Utah Asthma Task Force are sponsoring the event.
- d. **Mr. Glenn** presented a copy of the Executive Summary on the Aquarium's Request for Support and

Impact to Sandy City. He indicated that a public hearing has been scheduled for Tuesday, May 23rd, to determine if the Aquarium will provide adequate value in exchange for a contribution from the City.

- e. **Mr. Glenn** presented a copy of the sales proposal for a Multi-Channel Digital Recording System for the Sandy City Council Chambers and Conference Room.
- f. **Mr. Glenn** presented a copy of the Power Point Presentation on the 2006 Focus and Goals from the City Council and Mayor. He advised the Council to approve a shortened list of goals which the Administration can start working from.

11. **OTHER COUNCIL BUSINESS:**

- a. **Scott Cowdell** asked the Administration for a report on lost revenues with Wal-Mart not operating in the City, and if in their opinion, those revenues are being absorbed by the new South Jordan Wal-Mart.

Mayor Dolan indicated that the City would be able to recoup some revenues once the new Wal-Mart is constructed at the Gravel Pit, and development on the old Wal-Mart site is operational. However, he indicated that it would be a challenge, in the short term, to recoup lost revenues produced by Wal-Mart since they are the second largest tax producer, next to Costco, in the City.

Jamie Davidson reported that this item could be addressed during next week's Tentative Budget discussion.

- b. **Scott Cowdell** asked the Administration to research options of implementing a no-smoking ban in City parks. He reported that Midvale City recently approved such a ban in their City Parks.

Mayor Dolan noted that this issue could be brought back for discussion when Parks & Recreation Director Nancy Shay is present to address issues related to implementing no-smoking signs on City property.

Bryant Anderson stated that he felt posting no-smoking signs near children play areas in Parks would be very helpful.

Deputy City Attorney Kathy Jeffery felt that it would be wise to hear from Nancy Shay to determine if a no-smoking ordinance on city property is necessary, and to look at voluntary compliance rather than mandatory compliance.

- c. **Steve Smith** asked if the State Tax Commission provides detailed business by business information on sales tax collections from cities.

Mayor Dolan stated that certain cities information is available but much is proprietary.

Jamie Davidson reported that cities are required to follow certain guidelines and that specific information is not to be given out as public information.

- d. **Chris McCandless** suggested that the salaries for Planning Commission members be revisited since no pay increases have been issued for the past seven years. He complimented the members of the Planning Commission, and felt this would be one way in which the City could show appreciation for all they do.

At approximately 7:45 p.m., Scott Cowdell made a motion to adjourn Council Meeting, motion seconded by Linda Saville.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

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City Council Meeting Minutes

Steve Fairbanks
Council Chairman

Pam Lehman
Council Executive Secretary

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